

2009 DRAFTING REQUEST

Bill

Received: **07/02/2009**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Neal Kedzie (608) 266-2635**

By/Representing: **Dan Johnson**

This file may be shown to any legislator: **NO**

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - stewardship**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Kedzie@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Stewardship directory, listing, mapping, and joint finance review

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|----------------------|----------------------|-----------------------|----------------|------------------------|-----------------------|-----------------|
| /? | | | | _____ | | | State |
| /1 | mglass 07/06/2009 | bkraft 07/07/2009 | mduchek 07/08/2009 | _____ | sbasford 07/08/2009 | cduerst 07/08/2009 | |

FE Sent For:

<END>

at
intro

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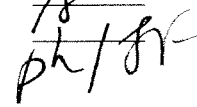
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|--------------|----------------|-----------------|--|--|------------------|-----------------|-----------------|
| /? | mglass | /lbjk 7/7 |  7/7 | 7/8  | | | |

FE Sent For:

<END>

Gibson-Glass, Mary

From: Johnson, Dan
Sent: Wednesday, July 01, 2009 1:10 PM
To: Gibson-Glass, Mary
Subject: legislative request - stewardship

Hi Mary –

Senator Kedzie would like to have a bill drafted that restores language relating to the Stewardship land purchase program. This language was recently removed by the Joint Finance Committee, and subsequently repealed, or revised, upon the enactment of the 2009-11 state budget (Act 28).

Act 28 repealed Wis. Stats. 23.09165 (2)(b) and (3)(e). Senator Kedzie would like it restored in the following manner:

- **Land mapping and directory.** Within 36 months after the date of publication of this bill, the department shall make available a directory of all stewardship land that is open for public access. The directory shall be organized by county and town and shall clearly show the location of the stewardship land and named or numbered roads. The directory shall be updated at least every 2 years. The department may charge a fee for the directory, but the fee may not exceed the cost of the publication of the directory. In lieu of the department preparing and making available a directory, the department may provide to the public at the department's cost, a map, book, or directory that meets the requirements of this subsection and that is published by a private entity.
- **Notice of access to stewardship land.** Within 36 months after the date of publication of this bill, the department shall provide a list of all stewardship land that was acquired before October 27, 2007, and for which public access has been restricted or prohibited and the reasons for that action.

Act 28 added new language to Wis. Stats. 23.0917(6m)(a). Senator Kedzie would like it restored in the following manner:

- **Review by joint committee on finance.** The department may not obligate from the appropriation under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first notifies the joint committee on finance in writing of the proposal. The committee may schedule a meeting to review the department's proposal only if at least 5 members of the committee, one of whom is a co-chairperson, object to the proposal in writing. If the co-chairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys. If, within 14 working days after the date of the notification by the department, the co-chairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys only upon approval of the committee unless par. (b) applies.
- This provision effectively strikes the new, additional language, which reads: *A proposal as submitted by the department is approved unless a majority of the members of the committee who attend the meeting to review the proposal vote to modify or deny the proposal.*

If you have any questions or concerns of this request, please let me know. Thank you very much!

Dan Johnson

Chief of Staff
State Senator Neal Kedzie
11th Senate District
(608)266-2635



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-30720

MGG:.....

soon in 7/16

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Lbjk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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Kref

NO
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The budget act repealed
= these requirements

- 1 AN ACT ^{gen.} relating to: information about land purchased with stewardship
- 2 funding and approval by the Joint Committee on Finance of certain activities
- 3 ^{that} and projects ^e that receive stewardship funding.

Analysis by the Legislative Reference Bureau

> Current law authorizes the state to incur public debt for conservation under the Warren Knowles-Gaylord Nelson Stewardship 2000 Program (stewardship program), which is administered by the Department of Natural Resources (DNR). In addition to this stewardship program, conservation activities were also funded under the original stewardship program that began in 1990 and ended in 2000.

> Current law grants the state the authority to bond to acquire land for the state under the stewardship program. Under the stewardship program, DNR may also award grants to certain local governmental units and nonprofit conservation organizations for conservation purposes.

> Before the enactment of 2009 Wisconsin Act 28, the 2009-11 biennial budget act (budget act), DNR was required to make available a directory of all land that was purchased with funding from both stewardship programs (stewardship land) and that was open to public. DNR was also required to provide a list of all stewardship land acquired before October 27, 2007, for which public access had been prohibited or restricted and the reason for the restriction or prohibition. The deadline for making available the directory and list was October 28, 2011.

> This bill restores the requirements to make available the directory and list. The bill changes the deadline so that these requirements must be completed within three years after this bill becomes law.

Current law contains a provision requiring that

Under current law, DNR may not obligate money under the stewardship programs for certain projects or activity before DNR gives written notice of the proposed project or activity to the Joint Committee on Finance (JCF). With some exceptions, this procedure applies only when the amount of debt to be incurred for the project or activity exceeds \$750,000. Upon receipt of the notice, if JCF does not notify DNR within 14 days after the date of DNR's notification that JCF has scheduled a meeting to review the proposed project or activity, DNR can obligate the money. ~~This bill adds a provision stating that~~ at such a review meeting the proposed project or activity is approved unless a majority of the JCF members who attend the meeting vote to modify or deny the proposal.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

~~This bill removes this provision.~~

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 23.09165 (2) of the statutes, as affected by 2009 Wisconsin Act 28, is renumbered 23.09165 (2) (ac).

SECTION 2. 23.09165 (2) (bc) of the statutes is created to read:

23.09165 (2) (bc) Within 36 months after the effective date of this paragraph [LRB inserts date], the department shall make available a directory of all stewardship land that is open for public access. The directory shall be organized by county and town and shall clearly show the location of the stewardship land and named or numbered roads. The directory shall be updated at least every 2 years. The department may charge a fee for the directory, but the fee may not exceed the cost of the publication of the directory. In lieu of the department preparing and making available a directory, the department may provide to the public at the department's cost, a map, book, or directory that meets the requirements of this paragraph and that is published by a private entity.

History: 2007 a. 20.

SECTION 3. 23.09165 (3) (ec) of the statutes is created to read:

23.09165 (3) (ec) Within 36 months after the effective date of this paragraph ... [LRB inserts date], the department shall provide a list of all stewardship land that was acquired before October 27, 2007, and for which public access has been restricted or prohibited and the reasons for that action.

History: 2007 a. 20.

SECTION 4. 23.0917 (6m) (a) of the statutes, as affected by 2009 Wisconsin Act 28, is amended to read:

23.0917 (6m) (a) The department may not obligate from the appropriation under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first notifies the joint committee on finance in writing of the proposal. The committee may schedule a meeting to review the department's proposal only if at least 5 members of the committee, one of whom is a cochairperson, object to the proposal in writing. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys only upon approval of the committee unless par. (b) applies. ^{(A}~~proposal as submitted by the department is approved unless a majority of the members of the committee who attend the meeting to review the proposal vote to modify or deny the proposal.~~

History: 2009 a. 28.

(END)

Duerst, Christina

From: Johnson, Dan
Sent: Wednesday, July 08, 2009 11:47 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-3072/1 Topic: Stewardship directory, listing, mapping, and joint finance review

Please Jacket LRB 09-3072/1 for the SENATE.